

BUSINESS MEETING
BEFORE THE
CALIFORNIA ENERGY RESOURCES CONSERVATION
AND DEVELOPMENT COMMISSION

In the Matter of:)
)
Business Meeting)
)
_____)

CALIFORNIA ENERGY COMMISSION
HEARING ROOM A
1516 NINTH STREET
SACRAMENTO, CALIFORNIA

WEDNESDAY, JUNE 26, 2002
10:03 A.M.

Reported by:
Peter Petty
Contract No. 150-01-006

PETERS SHORTHAND REPORTING CORPORATION (916) 362-2345

COMMISSIONERS PRESENT

Robert Pernell

Arthur H. Rosenfeld

James D. Boyd

STAFF PRESENT

Steve Larson, Executive Director

William Chamberlain, Chief Counsel

Betty McCann, Secretariat

Garret Shean, Hearing Officer

Kristy Chew, Project Manager

Joseph Wang, Project Manager

Don Aumann, Contract Manager

Barbara Byron, Contract Manager

Kenneth Koyama, Supervisor

PUBLIC ADVISER

Roberta Mendonca

ALSO PRESENT

Robert Mussetter, Consultant

I N D E X

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P R O C E E D I N G S

10:03 a.m.

ACTING CHAIRMAN PERNELL: Mr. Boyd,
would you lead us in the Pledge, please.

(Thereupon, the Pledge of Allegiance was
recited in unison.)

ACTING CHAIRMAN PERNELL: Before we go
to the consent calendar there is an amendment to
the agenda. We are adding item 16 to the agenda.
The Chair will entertain a motion to amend the
agenda.

COMMISSIONER BOYD: So moved.

COMMISSIONER ROSENFELD: Second.

ACTING CHAIRMAN PERNELL: Moved and
seconded that we amend the agenda and add item 16.

MR. CHAMBERLAIN: Mr. Chairman, in order
to do that I believe you need to make a finding
this was not originally on the agenda. I'll give
you the wording of that finding.

Okay, you need to find that there exists
a need to take immediate action, and that the need
for that action came to the attention of the
Commission subsequent to the agenda being posted,
the original agenda.

COMMISSIONER BOYD: Mr. Chairman, I'll

1 modify my motion --

2 COMMISSIONER ROSENFELD: I'll modify my
3 second.

4 COMMISSIONER BOYD: -- to incorporate
5 the finding that the issue being added to the
6 agenda has to do with a name change and ownership
7 change due to the bankruptcy of one percipient to
8 the contract and its subsequent purchase by
9 another company. And we need a new name. And
10 that this change to the action we're taking to
11 move the item to the agenda for those reasons.

12 ACTING CHAIRMAN PERNELL: All right, the
13 motion and the second has been modified. On the
14 question?

15 All those in favor?

16 (Ayes.)

17 ACTING CHAIRMAN PERNELL: Opposed? Ayes
18 have it, three to zip.

19 On the consent calendar we have three
20 items. a. is possible approval of contract 200-
21 00-007 amendment 3, to provide a one-year no-cost
22 extension for the completion and implementation of
23 actions resulting from classification and pay
24 analysis.

25 b. Possible approval of contract 100-

1 02-100 for \$20,000 in support of AB-2076 process
2 to investigate the impact on price spikes for
3 government agencies buying bulk gasoline in the
4 forward market. This contract will also explore
5 the feasibility of implementing a program where
6 government agencies could purchase gasoline in the
7 forward market to reduce costs to the state.

8 And c. Possible approval of contract
9 600-02-101 for \$20,000 to investigate the effects
10 of market power issues in gasoline price spike
11 mitigation strategies in support of SB-2076.

12 The Chair will entertain a motion for
13 the consent calendar.

14 COMMISSIONER BOYD: So moved.

15 COMMISSIONER ROSENFELD: Second.

16 ACTING CHAIRMAN PERNELL: It's been
17 moved and seconded to approve the consent
18 calendar.

19 All those in favor signify by saying
20 aye.

21 (Ayes.)

22 ACTING CHAIRMAN PERNELL: Opposed? The
23 ayes have it, three to --

24 COMMISSIONER ROSENFELD: I have one
25 question just for bookkeeping. In b. it says AB-

1 2076 and in c. it says SB-2076. Are they both
2 right?

3 MS. McCANN: That is a typo. It should
4 be AB.

5 COMMISSIONER ROSENFELD: Thank you.

6 ACTING CHAIRMAN PERNELL: Thank you,
7 point well taken.

8 Item 2, Colusa Power Project.

9 Discussion of the status and availability of
10 Commission Staff work product following the
11 Committee's May 15, '02 order terminating the
12 project in response to the applicant's request for
13 withdrawal. Mr. Shean.

14 HEARING OFFICER SHEAN: Good morning,
15 Commissioners. I was the Hearing Officer on the
16 Reliant Colusa case. And basically what happened
17 was this project was withdrawn by Reliant, as the
18 applicant. And we have the holder of a property
19 interest underlying the project represented by Mr.
20 Mussetter, who has a continuing interest in
21 attempting to find a developer for this project.

22 This presents relatively unique
23 circumstances for the Commission in that in the
24 past when the applicant has withdrawn the project
25 essentially dies.

1 That's not the case here and Mr.
2 Mussetter has requested of the Commission that the
3 staff do various things. But most importantly, I
4 think, at this particular point, it would be the
5 request by Mr. Mussetter that the staff maintain
6 the records of this proceeding as publicly
7 available, those that are in the docket, of
8 course, naturally would be.

9 And further that they maintain their
10 work product that has been performed in
11 anticipation of the release of the staff's
12 preliminary assessment.

13 I would say, having been brought into
14 this, even though the case is closed, the Hearing
15 Office would believe that it's appropriate to do
16 those two things.

17 It is probably not appropriate to
18 actually release the PSA, since there is no
19 project. And staff, I believe, will have some
20 additional comments with regard to their work
21 product. And Mr. Mussetter has some additional
22 comments.

23 And ultimately, I guess, the
24 recommendation probably would be, since this is
25 not an item that needs to be voted on, would be

1 that a letter be directed to Mr. Mussetter, either
2 through the Executive Director or the Chief of the
3 Siting Division, indicating for him, so he may
4 transmit or list, to prospective successors to
5 Reliant, the nature of the Commission's
6 availability of the information and access to the
7 staff for information about what would be needed
8 to restart the project and what analyses, even if
9 the project were similar, very similar or
10 identical to the Reliant project, would be needed
11 to provide before this thing really gets up to
12 speed.

13 So, with that, I'll defer to these other
14 parties.

15 ACTING CHAIRMAN PERNELL: All right.
16 Staff.

17 MS. CHEW: Good morning, Commissioners.
18 My name's Kristy Chew; I was the Project Manager
19 on the Colusa Project before it was withdrawn.

20 At this time the preliminary staff
21 assessment is about 70 percent complete. Staff
22 and management were reviewing the document at the
23 time that the project was put on hold. And that
24 work would need to continue before any preliminary
25 staff assessment could be published. And that

1 would probably take a significant amount of staff
2 time and management time to do that.

3 And, in addition, staff has written a
4 status report that was submitted to the docket and
5 to the Commissioners on March 5th. And that
6 identified a number of items that needed to be
7 submitted prior to the preliminary staff
8 assessment to be complete.

9 That letter is available to the public.
10 I know that Mr. Mussetter does have a copy of that
11 letter. And staff is happy to go over the letter
12 with any prospective developers of the site, and
13 we can go over that information in a prefiling
14 meeting or something of that nature.

15 Staff has no objection to keeping the
16 documents that we have developed at this time. We
17 do not wish to keep the documents indefinitely.
18 In the normal course of business we would not keep
19 a withdrawn project, all the documents,
20 indefinitely. But we would not be opposed to
21 keeping the documents for maybe two years or
22 something along that line if we are directed to do
23 so.

24 At this time that's what staff would
25 like to say.

1 ACTING CHAIRMAN PERNELL: Okay. Does
2 the Public Adviser have any comments on this?

3 MS. MENDONCA: The Public Adviser's
4 Office has received no information or community
5 feedback on the project. I have nothing to
6 report.

7 ACTING CHAIRMAN PERNELL: Okay, thank
8 you. We will now turn to Mr. Mussetter.

9 MR. MUSSETTER: Good morning,
10 Commissioners.

11 ACTING CHAIRMAN PERNELL: This is under
12 public comment. Go ahead. State your name for
13 the record, please.

14 MR. MUSSETTER: My name is Robert
15 Mussetter. And I'm the Managing Director of
16 Enerland, LLC, which owns the -- has the lease,
17 the master lease on the entire Holthouse Ranch,
18 some 4800 acres, for this purpose.

19 Now, we, Enerland, sublet 200 acres out
20 of the 4800 to Reliant for this project. A vice
21 president of Reliant told me, and I have no reason
22 to doubt his word, the amount of money that
23 Reliant invested in this AFC, and this is third-
24 party money. By that he meant money paid to other
25 firms such as Duke Fluor Daniel, URS, various

1 attorneys and so forth. And does not include the
2 time and travel and all other expenses of regular
3 Reliant employees.

4 Reliant invested in third-party expenses
5 in this \$5.2 million. Now, that constitutes a
6 substantial barrier. And we would hate to have to
7 go over, start at the beginning again and do this
8 from scratch.

9 At the same time we understand the
10 Commission, particularly the staff's and the legal
11 department's concerns about just giving a carte
12 blanche advance approval. I don't think you could
13 do that, either.

14 Because another developer, first of all,
15 they may have some ideas of their own that are
16 different than Reliant's. They might want to
17 change the nature of something. I don't think
18 they'll change very much because this is a cookie-
19 cutter plant. It's two Frame 7 FAs and a steam
20 turbine with a heat recovery steam generators, and
21 I doubt that they would even move the site. We
22 could allow them to do that if they wish, but I
23 would expect it would look very much like what
24 Reliant has put forward.

25 We're just about to embark on a formal

1 marketing of this site. There will be a 20-or-so
2 page information memorandum given to known
3 developers who are still left standing in this
4 ravaged market. And we know who they are, and
5 they know who we are.

6 So, if we can have just a page in there,
7 a sheet, a letter of some sort from the Commission
8 that would provide them with some assurance that
9 if they do things right they might be able to
10 complete this in five or six months instead of
11 starting over and doing a year to two-year
12 project. That would be another sales tool for us.
13 It would be very helpful.

14 I want to thank the staff and Garret and
15 others in the Commission who have been helpful in
16 helping me understand what you can and cannot do
17 here. So, we appreciate that very much.

18 And if the Commission could see fit to
19 give guidance to the staff that they requested.
20 We don't ask them to finish the PSA now, there's
21 too much work to be done. But, the letter that
22 Ms. Chew referred to, the letter of March 5th,
23 pretty well spells out what remains to be done.

24 So, with that, thank you very much.

25 ACTING CHAIRMAN PERNELL: Thank you.

1 COMMISSIONER BOYD: Mr. Chairman.

2 ACTING CHAIRMAN PERNELL: Commissioner

3 Boyd.

4 COMMISSIONER BOYD: I'd just like to
5 welcome former Commissioner Mussetter to the
6 meeting of the Commission. It's the first time
7 I've had this opportunity, but I've known the
8 Commissioner for a long, long time. Is former
9 Commissioner something like a Kentucky Colonel, or
10 do you --

11 (Laughter.)

12 COMMISSIONER BOYD: Anyway, I do have a
13 question of Mr. Larson with regard to the
14 testimony.

15 It does seem to me, Mr. Larson, since we
16 both have served seemingly forever on the
17 generation team, that potential projects in the
18 north of Path 15 area of California are something
19 that we cling desperately to. And therefore, I
20 kind of think that the request being made seems
21 fairly relevant and pertinent to our interests in
22 projects north of Path 15. I just wondered if you
23 shared that view?

24 MR. LARSON: I do.

25 COMMISSIONER BOYD: Thank you.

1 ACTING CHAIRMAN PERNELL: Okay, Mr.
2 Shean.

3 HEARING OFFICER SHEAN: Let me just say
4 then, sort of try to wrap this up, my
5 recommendation to you would be, and I don't
6 believe you need to vote on it, but merely direct
7 that it be done, between the Commission Staff and
8 myself and the legal office, we will prepare a
9 letter presumably for the signature of the
10 Director, directed to Mr. Mussetter, which will
11 basically outline the fact that we have the files
12 that were accumulated during the pendency of the
13 proceeding. We have some of the staff work
14 product.

15 And to the extent that it can be used,
16 if a successor interest is found for the project,
17 we will use it to its fullest. That the staff
18 would maintain its work product records for a
19 period of two years, which is probably enough time
20 for Mr. Mussetter to find, or not find, a new
21 developer for this project.

22 And that the staff will cooperate with
23 the potential developer in identifying for them
24 not only what has been done, but what needs to be
25 done.

1 ACTING CHAIRMAN PERNELL: Thank you.

2 Any other comments on the dais? Mr. Mussenter --

3 MR. MUSSETTER: Mussetter, there's no
4 "n" in it.

5 ACTING CHAIRMAN PERNELL: All right,
6 Robert.

7 (Laughter.)

8 ACTING CHAIRMAN PERNELL: We certainly
9 wish you the best in your endeavors and hope to
10 see you back. I think that this Commission
11 recognizes your sincerity and certainly have
12 expressed a willingness to work with you. So we
13 wish you luck in your venture.

14 MR. MUSSETTER: Thank you very much.

15 ACTING CHAIRMAN PERNELL: Okay, item 3
16 has been withdrawn.

17 Item 4. Possible approval of a loan to
18 College of the Canyons for \$1,317,000 to install a
19 100 kilowatt microturbine cogeneration system and
20 upgrade the lighting, central chillers and thermal
21 storage system for the college.

22 MR. WANG: Good morning, Commissioners.
23 My name's Joseph Wang; I'm the CEC Project Manager
24 for this item.

25 College of the Canyons has conducted a

1 campus-wide energy efficiency study to identify
2 energy savings opportunities. As a result of this
3 study the College found several cost effective
4 energy projects.

5 The College now is applying for a \$1.317
6 million loan to install a 100 kW microturbine
7 cogeneration system for its swimming pool, upgrade
8 campus lighting and lighting controls, replace the
9 central chillers and optimize thermal energy
10 storage system operation.

11 The estimated annual energy savings is
12 about \$157,000. And the project payback is 8.4
13 years.

14 Staff has reviewed the project and
15 recommends the approval of the loan.

16 ACTING CHAIRMAN PERNELL: Okay, are
17 there any questions? No questions from the dais.
18 Any public comment?

19 Seeing none, --

20 COMMISSIONER ROSENFELD: Mr. Chairman,
21 as you know, since you're the Chairman of the
22 Committee, this sailed through the Committee with
23 our endorsement, so I move the loan.

24 COMMISSIONER BOYD: Second that motion.

25 ACTING CHAIRMAN PERNELL: It's been

1 moved and seconded that we give the College of the
2 Canyons the loan, which is staff recommendation.

3 On the question, all those in favor?

4 (Ayes.)

5 ACTING CHAIRMAN PERNELL: All those
6 opposed? Ayes have it, three to zip.

7 Item number 5, thank you, item number 5,
8 possible approval of the loan to the Willits
9 Unified School District for \$106,777 for the
10 installation of energy efficiency lighting and
11 controls district-wide.

12 MR. WANG: I am presenting this item for
13 Claudia Orlando.

14 ACTING CHAIRMAN PERNELL: Okay.

15 MR. WANG: Willits Unified School
16 District is requesting a \$160,777 loan to upgrade
17 its district-wide lighting system and install
18 occupancy sensors in those intermittently occupied
19 spaces. And they want to get this project
20 installed for all the schools. The staff has
21 reviewed this project and recommends the loan be
22 approved.

23 ACTING CHAIRMAN PERNELL: All right,
24 thank you. Questions from the dais? Public
25 Comment?

1 COMMISSIONER ROSENFELD: Mr. Chairman,
2 again this sailed through the Committee, so I move
3 the loan.

4 COMMISSIONER BOYD: Second.

5 ACTING CHAIRMAN PERNELL: It's been
6 moved and seconded for staff recommendations. All
7 those in favor signify by saying aye.

8 (Ayes.)

9 ACTING CHAIRMAN PERNELL: Opposed? Ayes
10 have it, three to zip. Thank you. Or do you have
11 the next item?

12 MR. WANG: Thank you.

13 ACTING CHAIRMAN PERNELL: Thank you.
14 Okay, we're on item 6. Possible approval of
15 contract 500-01-041 for \$5,211,190 to conduct a
16 programmatic systematic lighting research program.

17 MR. AUMANN: Commissioners, CEC Staff
18 and members of the public, good morning. I am Don
19 Aumann, a member of the PIER buildings team.

20 Today we are presenting a \$5.2 million
21 contract proposal for Architectural Energy
22 Corporation and Lawrence Berkeley National
23 Laboratory to conduct an integrated lighting
24 research program.

25 Their work includes 18 technical

1 projects and will focus in five areas. Advanced
2 lighting technology, such as light emitting
3 diodes. Second, demand responsive systems for
4 demand control and daylighting.

5 Third, advanced light fixtures and
6 systems for offices and classrooms. Fourth, codes
7 and standards issues, such as new controls
8 protocol. And, fifth, market connections to
9 strengthen our commercialization efforts.

10 Most of the work is short term with a
11 number of new fixtures and lighting systems
12 expected to be on the market within two years.

13 The CEC Staff recommends approval of
14 this contract and the R&D Committee has reviewed
15 it and recommended its approval.

16 Are there any questions?

17 ACTING CHAIRMAN PERNELL: Questions on
18 the dais?

19 MR. LARSON: I would also add one note,
20 which is this is a sole source contract that fits
21 the requirements under our statutes of qualifying
22 for today's --

23 ACTING CHAIRMAN PERNELL: Right, and we
24 have had our legal department look at this
25 previous to the meeting, and we understand that it

1 fits within the criteria of the new guidelines.

2 Okay, questions on the dais? Any public
3 comment?

4 COMMISSIONER ROSENFELD: Mr. Chairman,
5 as Chair of the --

6 ACTING CHAIRMAN PERNELL: Commissioner
7 Rosenfeld.

8 COMMISSIONER ROSENFELD: -- R&D
9 Committee I support the recommendation.

10 COMMISSIONER BOYD: Second the
11 nomination.

12 ACTING CHAIRMAN PERNELL: All right,
13 it's been moved and seconded that we support staff
14 recommendations.

15 On the question, all those in favor
16 signify by saying aye.

17 (Ayes.)

18 ACTING CHAIRMAN PERNELL: Opposed? Ayes
19 have it, three to zip.

20 Item number 7 has been withdrawn.

21 Item number 8 we have the Western
22 Governors Association. There are two items under
23 this, two sub-items, I guess.

24 First one is a. Possible approval of
25 contract R150-01-009 to receive the next funding

1 increment of \$182,388 for continuing planning and
2 preparation for future nuclear waste shipments in
3 California to the federal Waste Isolation Pilot
4 Program.

5 And shall we take all of these at one
6 time?

7 And b. is possible approval of contract
8 150-01-008 to continue to fund the Governor's OES
9 beginning January 1, 2002 and ending December 31,
10 2003 to continue emergency response preparation
11 for the federal nuclear waste shipments to WIPP.

12 Do we have staff presenting on this?
13 Oh, I'm sorry.

14 MS. BYRON: Yes. These two contracts,
15 this is to award funding to the State of
16 California from the Department of Energy and the
17 Western Governors Association to continue the
18 preparation that's already underway for
19 transuranic nuclear waste shipments in California
20 to the Waste Isolation Pilot Plant in New Mexico.

21 And we've received funding over the last
22 two years, and the most of it is passed through to
23 the Office of Emergency Services and the
24 California Highway Patrol for their preparation.

25 There were two, I just wanted to point

1 out there was a recording contract error in the
2 number, and I just -- for the WGA contract it
3 should be 150-02-003. And the Office of Emergency
4 Services contract should be 150-02-002.

5 ACTING CHAIRMAN PERNELL: All right, so
6 noted for the record. Anything else?

7 COMMISSIONER ROSENFELD: Yeah, I just,
8 on item b, it says to continue to fund the
9 government's program. I have no idea for how much
10 money.

11 MS. BYRON: The total for two years is
12 \$250,000. And for the first year we're receiving
13 182,388, actually it's 250,000 per year. And the
14 first year is 182,388 that comes to the California
15 Energy Commission.

16 And then a portion of that, of the
17 remaining that totals 250,000, is retained by the
18 Western Governors Association to cover travel for
19 all of the California agencies participating in
20 this planning.

21 And also for \$19,000 for a contractor
22 that will be assigned to the Office of Emergency
23 Services to help them in their training and
24 exercises in preparation for the shipments.

25 COMMISSIONER ROSENFELD: Thank you.

1 ACTING CHAIRMAN PERNELL: Any other
2 questions? The Chair will entertain a motion.

3 COMMISSIONER BOYD: So moved.

4 COMMISSIONER ROSENFELD: Second.

5 ACTING CHAIRMAN PERNELL: It's moved and
6 seconded that we approve staff recommendations.

7 All those in favor?

8 (Ayes.)

9 ACTING CHAIRMAN PERNELL: Opposed? Ayes
10 have it.

11 Item number 9 has been withdrawn.

12 We will now move to item 16. Possible
13 approval of a request for a change of ownership
14 and change of name for the hydrogen fueling
15 infrastructure study as a result of the sale of
16 Arthur D. Little, Inc. which was in chapter 11.
17 No principals or subcontractors will change.

18 Are we ready for this one?

19 MR. KOYAMA: Good morning,
20 Commissioners. I'm Ken Koyama; I'm with the
21 transportation technology division.

22 At the last business meeting you
23 approved the contract with A.D. Little to conduct
24 hydrogen infrastructure studies.

25 A.D. Little, which as you indicated, has

1 been involved in bankruptcy proceedings, sold a
2 portion of their company to TIAX, LLC.

3 Today we are asking the Commission to
4 approve the name change and the change of
5 ownership since TIAX cannot sign contracts that
6 have been designated as A.D. Little. So we're
7 asking the Commission to approve this item.

8 ACTING CHAIRMAN PERNELL: Any questions
9 on the dais? Any public comment?

10 The Chair will entertain a motion.

11 COMMISSIONER BOYD: I'll move the name
12 change recommendation.

13 COMMISSIONER ROSENFELD: Second.

14 ACTING CHAIRMAN PERNELL: It's been
15 moved and seconded. All those in favor signify by
16 saying aye.

17 (Ayes.)

18 ACTING CHAIRMAN PERNELL: Opposed? Ayes
19 have it, three to zip. Thank you.

20 Minutes of the previous meeting; these
21 are the minutes of June 12th, which was the
22 previous meeting.

23 COMMISSIONER ROSENFELD: Wow.

24 ACTING CHAIRMAN PERNELL: The Chair will
25 entertain a motion to approve the minutes of the

1 previous meeting.

2 COMMISSIONER ROSENFELD: I so move.

3 COMMISSIONER BOYD: I'll second.

4 ACTING CHAIRMAN PERNELL: It's been
5 moved and seconded to approve the minutes of the
6 previous meeting. Any comment?

7 All those in favor signify by saying
8 aye.

9 (Ayes.)

10 ACTING CHAIRMAN PERNELL: Opposed? Ayes
11 have it, three to zip.

12 I want to congratulate Betty McCann for
13 these minutes.

14 Okay, anything on Commission Committee
15 and Oversight?

16 Chief Counsel's Report?

17 MR. CHAMBERLAIN: Yes, Mr. Chairman, I
18 need a brief closed session with the Commission
19 regarding a litigation matter.

20 ACTING CHAIRMAN PERNELL: Okay.
21 Executive Director's report?

22 MR. LARSON: Nothing, Mr. Chairman,
23 except to note that after this -- at the end of
24 this business meeting I will be having an
25 extension meeting which will cover the subject of

1 the integrated energy policy report project; where
2 it is status-wise, and how we're going to approach
3 it with some questions.

4 And also if the Deputy Director for
5 Legislation is available, not across the street,
6 we'll have a legislative report, also, at that
7 time.

8 ACTING CHAIRMAN PERNELL: Okay.

9 MR. LARSON: In conference room three.

10 ACTING CHAIRMAN PERNELL: All right,
11 third floor --

12 MR. LARSON: Third floor.

13 ACTING CHAIRMAN PERNELL: -- conference
14 room.

15 Okay. Thank you, Mr. Larson.

16 Public Adviser's report.

17 MS. MENDONCA: Thank you, Commissioner
18 Pernell. I have nothing specific at this time.

19 ACTING CHAIRMAN PERNELL: And any public
20 comment? Seeing none, the Commission will go into
21 executive session on matters --

22 COMMISSIONER ROSENFELD: I think I
23 wasn't listening. Where is the executive session?

24 COMMISSIONER BOYD: Wherever the
25 Chairman chooses.

1 MR. LARSON: One of your offices, I
2 suppose.

3 COMMISSIONER BOYD: The Chairman's --

4 ACTING CHAIRMAN PERNELL: All right,
5 I've been volunteered. So we'll have that in my
6 office on matters of litigation.

7 After that we will have an extended
8 Commission meeting for the Executive Director's
9 report, which will be on the integrated energy
10 policy, as well as hopefully some legislation if
11 we have our Legislative Advocate back.

12 All right, is there anything else to
13 come before this Commission?

14 Seeing none, hearing none, the
15 Commission will adjourn to an executive session.
16 Thank you.

17 (Whereupon, at 10:34 a.m., the business
18 meeting was adjourned.)

19 --o0o--

CERTIFICATE OF REPORTER

I, PETER PETTY, an Electronic Reporter,
do hereby certify that I am a disinterested person
herein; that I recorded the foregoing California
Energy Commission Business Meeting; that it was
thereafter transcribed into typewriting.

I further certify that I am not of
counsel or attorney for any of the parties to said
meeting, nor in any way interested in outcome of
said meeting.

IN WITNESS WHEREOF, I have hereunto set
my hand this 16th day of July, 2002.

PETERS SHORTHAND REPORTING CORPORATION (916) 362-2345